JOSEPH P. RUSSONIELLO (CABN 44332) 1 United States Attorney 2 BRIAN J. STRETCH (CABN 163973) 3 Chief, Criminal Division JAMES C. MANN (CABN 221603) 4 Assistant United States Attorney 5 1301 Clay Street, Suite 340-S Oakland, California 94612 6 Telephone: (510) 637-3705 Facsimile: (510) 637-3724 7 James.C.Mann@usdoj.gov E-Mail: 8 9 Attorneys for Plaintiff 10 UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA 11 12 OAKLAND DIVISION 13 UNITED STATES OF AMERICA, No. CR-07-0776 CW STIPULATED REQUEST TO VACATE 14 Plaintiff, HEARING DATE TO MARCH 26, 2008 AND TO EXCLUDE TIME UNDER THE 15 SPEEDY TRIAL ACT RUDY VARVEL, 16 Date: March 5, 2008 17 Defendant. Time: 2:00 p.m. Court: Hon. Claudia Wilken 18 19 The above-captioned matter was set on March 5, 2008 before this Court for motions, trial 20 setting, or disposition. The parties request that the Court continue the hearing to March 26, 2008 21 at 2:00 p.m. and that the Court exclude time under the Speedy Trial Act between March 5, 2008 and March 26, 2008. 22 23 Although the currently pending indictment involves only two attempted bank robberies, 24 the case involves a number of additional actual bank robberies. The government has already produced substantial discovery and intends to produce additional discovery shortly. Defendant, 25 26 therefore, requires additional time to review the discovery produced and to be produced by the 27 government, to investigate this matter, and to effectively prepare for the hearing taking into 28 account the exercise of due diligence. The extension is not sought for delay. The parties agree

STIP. REQ. TO VACATE STATUS HEARING TO MARCH 26, 2008 AND TO EXCLUDE TIME

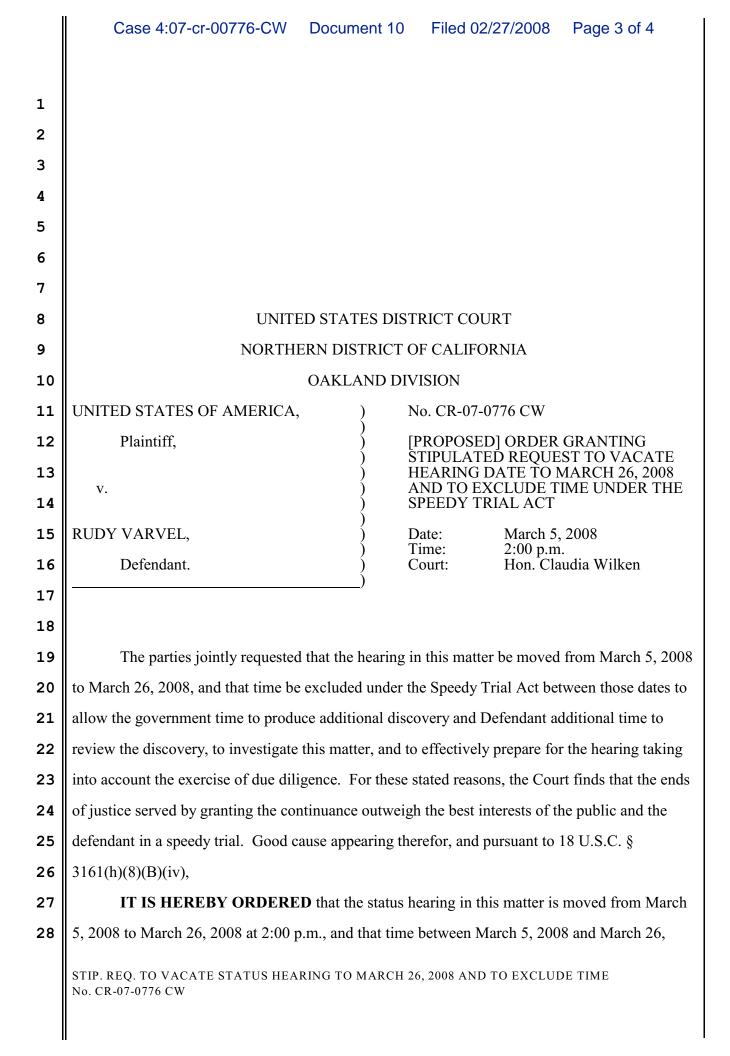
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1	2008 is excluded under the Speedy Trial Act to allow for the effective preparation of counsel,
2	taking into account the exercise of due diligence.
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4	DATED:
5	HON. CLAUDIA WILKEN United States District Judge
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